

# Selected Problems of the Contemporary Enforcement Procedure and Their Solutions for the Future

## Abstract in English Language

The topic of the diploma thesis is selected problems of the contemporary enforcement proceedings in the Czech Republic and their potential solutions for the future. The aim of the diploma thesis is to analyse, describe and critically evaluate the valid and effective legal regulation of enforcement procedure *de lege lata* and then offer the reader a comprehensive reflection on various alternatives to the domestic legal system *de lege ferenda* with a comprehensive description of the positives and negatives of possible solutions.

The diploma thesis consists of an introduction, four chapters and a conclusion. The first chapter introduces the reader to the methodology of the presented text, which is based on the content of individual chapters. The second chapter focuses on the theoretical basis of the enforcement procedure and presents the reader with the fundamental legal framework on which the following text will be based. Emphasis is placed primarily on the division of enforcement procedure as one of the types of civil proceedings and the identification of relevant legal sources. Attention is paid to the division of the two types of enforcement procedure. The third chapter attempts to answer the fundamental question of whether the current enforcement system is sustainable in the future. Within the explanation, it focuses gradually on three parts - judicial enforcement of a judgement, execution proceedings and obsolescence of the system. A comprehensive analysis of individual institutes identifies the most current and pressing problems of enforcement procedure. The fourth chapter is a conceptual answer to the third chapter. In its summary it responds to the originally asked question and proposes solutions to existing problems. However, potential alternatives to the current legislation are not presented as absolute truths, but their possible implementation is also subject to criticism. The conclusion of the diploma thesis then tries to generalize the ideas of the previous two chapters, and it tries to answer the question of whether there is an ideal model of enforcement procedure.

**Key Words:** Enforcement Procedure, Enforcement of a Judgement, Execution Proceedings